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Attorneys for the Walker River Paiute Tribe

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

VS.

WALKER RIVER IRRIGATION
DISTRICT, a corporation, et al.,

Defendants.

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3:73-CV-00127-MDD-WGC

PLAINTIFFS' JOINT NOTICE OF ERRATA

The United States and Walker River Paiute Tribe (collectively “Plaintiffs”) notify the Court and Principal Defendants of inadvertent errors recently identified in Plaintiffs’ *Joint Motion for Summary Judgment* (ECF No. 2638) (Joint Motion). These inadvertent errors concern citations provided. Plaintiffs submit this brief notice of errata to correct these inadvertent errors.

1. Joint Motion page 9 line 13 and paragraph 2(b) of Attachment B

Plaintiffs cite to “App. R. at 1484–86.” The proper citation should have been to “Plaintiff and Appellant’s Statement of the Evidence at Bates No. US0031336–US0031338 (testimony of J. C. Stevens), *United States v. Walker River Irrigation District*, 11 F. Supp. 158 (D. Nev. Dec. 29, 1937) (No. C-125) (‘Statement of Evidence’) (Exhibit 15).”

2. Joint Motion page 9 line 14 and paragraph 2(b) of Attachment B

Plaintiffs cite to “App. R. at 1452–55.” The proper citation should have been “Statement of Evidence at Bates No. US0029987–US0029990 (testimony of Elvin W. Kronquist) (Exhibit 16).”

3. Joint Motion page 10 line 18 and paragraph 2(e) of Attachment B

Plaintiffs cite to “App. R. at 503.” The proper citation should have been “App. R. at 436.”

4. Paragraph 2(f) of Attachment B

Plaintiffs cite to “App. R. at 244–334, 361–490.” The proper citation should have been “App. R. at 244–310, 361–78, 430–52.”

Though the Statement of Evidence is publicly available at the United States District Court for the District of Nevada in Reno, the United States provides the relevant pages here as Exhibit 15 and Exhibit 16 for convenience. Plaintiffs have previously disclosed the Statement of Evidence in its entirety to Principal Defendants at Bates Number US0029306.¹

¹ The entire Statement of Evidence is a 4,842-page document on whose pages appear inconsistent internal pagination labels. For that reason, Plaintiffs reference the Bates Numbers

RESPECTFULLY SUBMITTED this 17th day of November, 2020.

/s/ Marisa Hazell
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affixed to the record by the United States during discovery. These Bates Numbers appear in Exhibits 15 and 16, as well.

CERTIFICATE OF SERVICE

It is hereby certified that on November 17, 2020, service of the foregoing was made through the court's electronic filing and notice system (ECF) to all of the registered participants.

Further, pursuant to the Superseding Order Regarding Service and Filing in Subproceeding C-125-B on and by All Parties (ECF 2100) at 10 ¶ 20, the foregoing does not affect the rights of others and does not raise significant issues of law or fact. Therefore, the United States has taken no step to serve notice of this document via the postcard notice procedures described in paragraph 17.c of the Superseding Order.

By: /s/ Marisa Hazell
Marisa Hazell